



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

VIA CERTIFIED MAIL

MAY 25 2012

Doug Harris
General Manager
Veolia Environmental Services
7 Mobile Avenue
Sauget, Illinois 62201

Re: Request for extension of time to Conduct the Confirmatory Performance Test and Continuous Monitoring System Performance Evaluation at Incinerators 2, 3 and 4 under the National Emissions Standards for Hazardous Waste Combustors at 40 C.F.R. Part 63, Subpart EEE

Dear Mr. Harris:

Thank you for your letters dated May 2, 2012 requesting a six-month extension of time to conduct the confirmatory performance test and Continuous Monitoring System (CMS) performance evaluation at Incinerators 2, 3, and 4, as required by the National Emissions Standards for Hazardous Waste Combustors (HWC MACT) at 40 C.F.R. Part 63, Subpart EEE. For the reasons specified below and pursuant to 40 C.F.R. § 63.1207(e)(3)(ii)(B), the U.S. Environmental Protection Agency denies the waiver request of Veolia Environmental Services (Veolia).

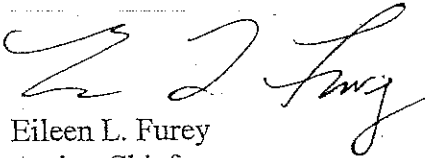
On April 13, 2012, Veolia submitted to the EPA a confirmatory performance test plan and CMS performance evaluation test plan with a commitment to commence the test by July 8, 2012. The HWC MACT at 40 C.F.R. § 63.1207(e)(1)(ii) requires Veolia to submit to the Administrator a notification of its intention to conduct a confirmatory performance test and CMS performance evaluation test plan, along with a site-specific test plan, at least 60 calendar days before the performance test is scheduled to begin.

Under the rule, the EPA was to notify Veolia of approval or intent to deny approval of the site-specific test plan and CMS performance evaluation test plan within 30 calendar days after receipt of the original test plans, leaving at least 30 days before commencement of confirmatory testing. See 40 C.F.R. § 63.1207(e)(1)(ii). EPA reviewed and approved the test plan on May 25, 2012, which admittedly was beyond 30 calendar days from the date of submittal. However, Veolia still has over 30 calendar days from the date of the May 25, 2012 approval letter to prepare for the test. Additionally, I understand from discussions with Sarah Marshall of my staff that Veolia has determined that the six-month extension of time it requested is no longer necessary. EPA is therefore denying

Veolia's request for a six-month extension to conduct the confirmatory performance test and CMS performance evaluation at Incinerators 2, 3, and 4.

If you have any questions regarding this letter, feel free to contact Sarah Marshall, of my staff, at (312) 886-6797.

Sincerely,

A handwritten signature in cursive script, appearing to read "E. L. Furey".

Eileen L. Furey
Acting Chief
Air Enforcement and Compliance Assurance Branch

cc: Ray Pilapil, Manager
Compliance and Systems Management Section
Bureau of Air
Illinois Environmental Protection Agency